

AMENDMENT TRANSMITTAL LETTER

Docket No.
SPINE 3.0-2678

Application No.
10/004,969

Filing Date
December 3, 2001

Examiner
P. Philogene

Art Unit
3732

Applicant(s): Stephen Bresina

Invention: APPARATUS FOR FUSING ADJACENT BONE STRUCTURES

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	23	- 23 =		x	
Independent Claims	4	- 4 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

Large Entity

Small Entity

No additional fee is required for this amendment.

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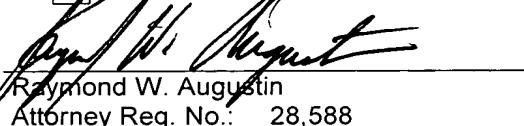
A check in the amount of \$ _____ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
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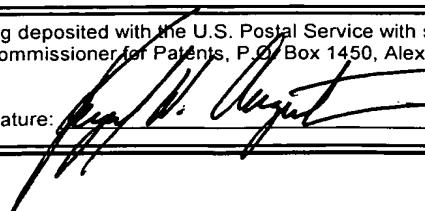

Raymond W. Augustin
Attorney Reg. No.: 28,588

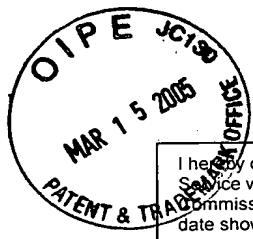
Dated: March 9, 2005

LERNER, DAVID, LITTBENBERG, KRUMHOLZ & MENTLIK, LLP
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Docket No.: SPINE 3.0-2678
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Stephen Bresina

Application No.: 10/004,969

: Group Art Unit: 3732

Filed: December 3, 2001

: Examiner: P. Philogene

For: APPARATUS FOR FUSING ADJACENT
BONE STRUCTURES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION
AND AMENDMENT**

Dear Sir:

In response to the official action mailed February 28, 2005, Applicant submits the following amendments and remarks.